January 6, 2020

Agenda

Lord's Prayer

Pledge of Allegiance

Approve Minutes

Tuscarawas County Board of Commissioners Reorganization
- Nominate President of the Board
- Nominate Vice President of the Board
- Set Meeting Days for 2020
- Appoint Representatives 2020

Before/After Expenditures

Northstar Enterprise Zone Agreement Addendum #1 – OCED

Engineering Services Agreement for Dundee Reservoir #1 Rehabilitation – Dixon Engineering and TCMSD

JFS Director Compensation

Rescind Resolution (1096-2019) Approve Regional Planning Commission Members for 2020

Regional Planning Commission Appointees 2020

2020 CCAO Voting Representative and Alternate

Dawson Security Agreement

Intent to Conduct Internet Auction 2020 – GovDeals

Grant Annexation – Sterling Avenue and Fairview Avenue – Dover Township into City of Dover

Pay Bills

Adjourn

THE BOARD OF COMMISSIONERS OF TUSCARAWAS COUNTY MET IN REGULAR SESSION, MONDAY, THE 6TH DAY OF JANUARY, 2020, WITH THE FOLLOWING MEMBERS PRESENT:

Chris Abbuhl
Al Landis

Note: Commissioner Sciarratti was absent due to illness.

Commissioner Abbuhl presiding

The Lord’s Prayer was said.
The Pledge of Allegiance was said.

RESOLUTION (1-2020) SUSPEND MINUTES

It was moved by Commissioner Landis, seconded by Commissioner Abbuhl, to suspend the minutes.

VOTE:

Chris Abbuhl, yes;
Al Landis, yes;
Joe Sciarratti, absent;

RESOLUTION (2-2020) NOMINATE PRESIDENT OF THE BOARD

It was moved by Commissioner Landis, seconded by Commissioner Abbuhl, to nominate Mr. Chris Abbuhl as the President of the Board.

VOTE:

Chris Abbuhl, yes;
Al Landis, yes;
Joe Sciarratti, absent;
RESOLUTION (3-2020) NOMINATE VICE PRESIDENT OF THE BOARD

It was moved by Commissioner Abbuhl, seconded by Commissioner Landis, to nominate Mr. Al Landis as Vice President of the Board.

VOTE: Chris Abbuhl, yes;
      Al Landis, yes;
      Joe Sciarretti, absent;

RESOLUTION (4-2020) SET MEETING DAYS FOR 2020

It was moved by Commissioner Landis, seconded by Commissioner Abbuhl, hereby resolve the following:

The laws of Ohio provide that there shall be fifty (50) Regular Sessions of the Board of County Commissioners each year in accordance with Section 305.06 of the Ohio Revised Code. This Board establishes Monday and Wednesday of each month as Regular Session days. When any Monday is a legal holiday, the Regular Session will be held on the next regularly scheduled meeting day. When any Wednesday is a legal holiday, the Regular Session will be held on the next regularly scheduled meeting day. Under ordinary circumstances a quorum of this Board is present at their office at the county seat on Monday and Wednesday to conduct business as may come before it. The Regular Session meetings are to be held in the William E. Winters Board Room, 125 E. High Avenue, New Philadelphia, Ohio.

Monday meetings will commence at 9:00 a.m. and Wednesday meetings will commence at 1:00 p.m.

Any information or items for review or consideration by the Board of Commissioners shall be submitted to the Clerk of the Board by 12:00 noon on Friday for Monday’s meeting and by 12:00 noon on Tuesday for Wednesday’s meeting.

One Regular Session will be held at the Tuscarawas County Fairgrounds, located at 259 W. Tuscarawas Avenue, Dover OH 44622 on the Monday of fair week at the regularly scheduled time.

VOTE: Chris Abbuhl, yes;
      Al Landis, yes;
      Joe Sciarretti, absent;

RESOLUTION (5-2020) APPOINT REPRESENTATIVES 2020

It was moved by Commissioner Landis, seconded by Commissioner Abbuhl, to approve the following representative appointments for 2020:

Airport Committee
   Alternate
      Al Landis
      Joe Sciarretti

Board of Revision
   Alternate #1
      Al Landis
      Joe Sciarretti
   Alternate #2
      Chris Abbuhl
      Jane Clay
      Crystal DiGenova

Children & Family First
   Alternate
      Al Landis
      Joe Sciarretti

Community Corrections
   Alternate #1
      Joe Sciarretti
      Chris Abbuhl
   Alternate #2
      Al Landis

Community Improvement Corp (CIC)
   Alternate #1
      Chris Abbuhl/Al Landis/Joe Sciarretti
      Scott Reynolds

*all commissioners are voting members

Convention & Visitors Bureau
   Alternate
      Joe Sciarretti
      Al Landis

Data Board
   Alternate
      Joe Sciarretti
      Al Landis

EODA
   Al Landis
   Chris Abbuhl

Multi-Co. Juvenile Attention System
   Alternate
      Joe Sciarretti
      Al Landis
      Chris Abbuhl
      Joe Sciarretti

Ohio Mid-Eastern Government Agency
   Alternate
      Joe Sciarretti
      Al Landis
      Chris Abbuhl
      Joe Sciarretti
Public Employee Risk Consortium
Alternate

Kris Lowdermilk
Joe Sciarretti

Stark-Tuscarawas-Wayne Solid Waste Management District Board of Directors
Budget Committee
Landfill Committee
Personnel Committee
Policy
Records

All Commissioners

Chris Abbuhl
Al Landis
Joe Sciarretti
Al Landis
Chris Abbuhl

Tuscarawas Co. Chamber of Commerce - Executive

Al Landis

Tuscarawas Co. Economic Development Corp.
Alternate

Chris Abbuhl
Al Landis

Workforce Investment Board/LEO Alternate

Joe Sciarretti
Al Landis

VOTE:
Chris Abbuhl, yes;
Al Landis, yes;
Joe Sciarretti, absent;

RESOLUTION (6-2020) BEFORE/AFTER EXPENDITURES

It was moved by Commissioner Landis, seconded by Commissioner Abbuhl, to approve the following before/after expenditures:

| Independence Business Supply (Capital Projects Trust Fund) | $219.49 |

VOTE:
Chris Abbuhl, yes;
Al Landis, yes;
Joe Sciarretti, absent;

Discussion: Scott Reynolds, OCED Director, stated that it was brought to his attention that the construction period of the Enterprise Zone Agreement with North Star Metals Mfg. Co. needs to be amended. Construction on the facility was supposed to begin in 2016, however, construction began in late to mid-2017. According to Mr. Reynolds, the addendum does not change the overall length of the agreement or the terms, outside of the construction period, but is merely changing the construction period of the agreement to reflect what occurred. Commissioner Landis asked if there was a specific final date concerning the construction. Mr. Reynolds stated that the construction was supposed to be completed by the end of 2017, however, it did not end until 2018. Commissioner Abbuhl asked Director Reynolds if the agreement was for ten years, to which Director Reynolds stated that yes the agreement is for ten years. Mr. Reynolds added that North Star Metals has been a good manufacturing partner in the community, and offers good paying manufacturing jobs.
RESOLUTION (7-2019) NORTH STAR ENTERPRISE ZONE AGREEMENT ADDENDUM #1

It was moved by Commissioner Landis, seconded by Commissioner Abbuhi, to approve the following as requested by Scott Reynolds, OCED Director:

**Tuscarawas County Commissioners Resolution #7-2020**

A RESOLUTION AUTHORIZING AN ENTERPRISE ZONE AGREEMENT ADDENDUM BY AND BETWEEN THE TUSCARAWAS COUNTY COMMISSIONERS (hereinafter referred to as “COUNTY”), THE WARWICK TOWNSHIP TRUSTEES (hereinafter referred to as “TRUSTEES”), NORTH STAR METALS MFG. CO., an Ohio S-Corporation, with its main offices located at 6850 Edwards Ridge Road SE, Uhrichsville, Ohio 44683 (hereinafter referred to as “NORTH STAR”), and DARON PROPERTIES, LLC., an Ohio Limited Liability Corporation, with its main offices located at 6850 Edwards Ridge Road SE, Uhrichsville, Ohio 44683 (hereinafter referred to as “DARON”), NORTH STAR” and “DARON” shall be referred to either individually by their respective names or jointly and/or severally as “NORTH STAR/DARON”, ON BEHALF OF THE COUNTY.

BE IT RESOLVED by the COUNTY, Tuscarawas County, State of Ohio, as follows:

WHEREAS, COUNTY, TRUSTEES and NORTH STAR/DARON desire to enter into an agreement Addendum to extend the original project completion date by an additional 12 months, and

NOW, THEREFORE, BE IT RESOLVED by COUNTY, Tuscarawas County, Ohio, that:

1.) The Commissioners hereby authorize the COUNTY’s signing of the agreement Addendum with the TRUSTEES and NORTH STAR/DARON.
2.) The Clerk of the Board of Commissioners is hereby instructed to provide the Tuscarawas County Office of Community & Economic Development with a certified copy of this Resolution;

BE IT FURTHER RESOLVED, that the Tuscarawas County Office of Community & Economic Development is hereby authorized to include this Resolution in any necessary correspondence to the Director of the Department of Development of the State of Ohio.

Upon Roll Call on the foregoing motion, the vote was as follows:

- Mr. Joe Sciammetti, absent
- Mr. Chris Abbuhi, yes
- Mr. Al Landis, yes

ATTEST:

Adam Stilgenbaur
Clerk of the Board

Date: 01/06/2020

Warwick Township-NORTH STAR/DARON FY-2016 Agreement Addendum #1 Resolution
RESOLUTION (8-2020) ENGINEERING SERVICES AGREEMENT FOR DUNDEE RESERVOIR #1 REHABILITATION – DIXON ENGINEERING AND TCMSD

It was moved by Commissioner Landis, seconded by Commissioner Abbuhl, to approve the following as requested by Michael Jones, Sanitary Engineer, and approved as to form by Brad Zimmerman, Special Legal Counsel to the Tuscarawas County Metropolitan Sewer District:

A RESOLUTION AUTHORIZING AN AGREEMENT WITH DIXON ENGINEERING, INC. FOR ENGINEERING SERVICES IN CONNECTION WITH THE DUNDEE RESERVOIR #1 REHABILITATION PROJECT

Resolution Number 8-2020

WHEREAS, the Board of Commissioners, Tuscarawas County, Ohio ("Board") owns the Dundee Public Water System, which supplies drinking water to the unincorporated community of Dundee and surrounding areas of Wayne Township, and

WHEREAS, pursuant to Ohio Revised Code ("ORC") 6103.05(A), the Board has determined that rehabilitation is needed for Dundee Reservoir #1; and

WHEREAS, no special assessments are to be levied and collected to pay any part of this improvement; and

WHEREAS, Michael Jones ("Sanitary Engineer"), recommends that the Board engage the services of Dixon Engineering, Inc. for design phase and construction phase engineering services for the Dundee #1 Reservoir Rehabilitation Project. The fees for the engineering services are detailed as follows:

<table>
<thead>
<tr>
<th>Item</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Preparation of Technical Specifications</td>
<td>$2,800.00</td>
</tr>
<tr>
<td>Bidding &amp; Contract Documents</td>
<td>$1,000.00</td>
</tr>
<tr>
<td>Pre-Construction Meeting</td>
<td>$700.00</td>
</tr>
<tr>
<td>Construction Administration</td>
<td>$1,000.00</td>
</tr>
<tr>
<td>Full-Time RPR</td>
<td>$14,500.00</td>
</tr>
<tr>
<td>Weld Inspection</td>
<td>$900.00</td>
</tr>
<tr>
<td>Counting Inspection</td>
<td>$1,800.00</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$22,700.00</strong></td>
</tr>
</tbody>
</table>

NOW THEREFORE, BE IT RESOLVED by the Board:

Section 1: The Board hereby authorizes the Agreement with Dixon Engineering, Inc. for design phase and construction phase engineering services for the Dundee Reservoir #1 Rehabilitation Project and further authorizes the President and/or Vice President of the Board to execute said Agreement on behalf of the Board.

Section 2: In accordance with ORC 6103.05(B), the Board hereby authorizes the expenditure of funds in the amount of $22,700.00 from the Water District funds required for the Professional Engineering Services.

Section 3: It is found and determined that all formal actions of this Board concerning and relating to the passage of this Resolution were passed in an open meeting of this Board and that all deliberations of this Board and of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

Passed this 6th day of January 2020

This resolution and referenced nomination form attached have been reviewed and found in proper form and order.

Special Counsel to the Tuscarawas County Metropolitan Sewer District

I hereby certify the above and foregoing to be a true and correct account of the proceedings as had by and before the Board on the day and year first written above.

Chris Abbuhl, Al Landis, Joe Sciarrretti

VOTE:

Chris Abbuhl, yes;
Al Landis, yes;
Joe Sciarrretti, absent;
RESOLUTION (9-2020) JOB & FAMILY SERVICES DIRECTOR'S COMPENSATION

It was moved by Commissioner Landis, seconded by Commissioner Abbuhl, to approve a 4% wage increase effective January 1, 2020, for the Tuscarawas County Director of Job & Family Services, David Haverfield.

VOTE:  
Chris Abbuhl, yes;  
Al Landis, yes;  
Joe Sciarretti, absent;

RESOLUTION (10-2020) RESCIND RESOLUTION (1096-2019) APPROVE REGIONAL PLANNING COMMISSION MEMBERS FOR 2020

It was moved by Commissioner Landis, seconded by Commissioner Abbuhl, to rescind the following:

RESOLUTION (1096-2019) APPOINT REGIONAL PLANNING COMMISSION MEMBERS FOR 2020

It was moved by Commissioner Abbuhl, seconded by Commissioner Sciarretti, to approve the following appointments to the Regional Planning Commission for 2020, as requested by Jill P. Lengler, Regional Planning:

Jerry Lahmers – Civic Group  
Todd Finlayson – Industry  
Lee Finely – New Philadelphia Heath Department  
Shawn Handrich – Businessman  
John E. Karl – Community Leader  
Doug Frautschy – Attorney  
Scott Minor – Citizen

VOTE:  
Joe Sciarretti, yes;  
Chris Abbuhl, yes;  
Al Landis, absent;

VOTE:  
Chris Abbuhl, yes;  
Al Landis, yes;  
Joe Sciarretti, absent;

RESOLUTION (11-2020) APPOINT REGIONAL PLANNING COMMISSION MEMBERS FOR 2020

It was moved by Commissioner Landis, seconded by Commissioner Abbuhl, to approve the following appointments to the Regional Planning Commission for 2020, as requested by Jill P. Lengler, Director of Regional Planning:

Jerry Lahmers – Civic Group  
Todd Finlayson – Industry  
Lee Finely – New Philadelphia Heath Department  
Shawn Handrich – Businessman  
John E. Karl – Community Leader  
Doug Frautschy – Attorney  
Scott Minor – Citizen  
Don Ackerman – Township Trustee  
Bill Miller – Township Trustee  
John Miceli – Township Trustee

VOTE:  
Chris Abbuhl, yes;  
Al Landis, yes;  
Joe Sciarretti, absent;

Discussion: Commissioner Landis thanked Commissioner Abbuhl for his dedication, service, and enthusiasm toward his work with the County Commissioners Association of Ohio (CCAO), noting that he (Commissioner Landis) has witnessed this firsthand as a Commissioner and State Representative. Commissioner Abbuhl thanked Commissioner Landis for the kind words, adding that it is important for Tuscarawas County to be involved in state and regional organizations, and serving on the boards of these organizations allows one to see the big picture. Mr. Landis added that as CCAO moved through a transition period, having someone with Commissioner Abbuhl’s experience is very important.
RESOLUTION (12-2020)


Commissioner Landis moved the adoption of the following resolution:

WHEREAS, Article IV, Section 6, of the Code of Regulations of the County Commissioners' Association of Ohio requires each member county to, for the purpose of voting at any annual or special meeting of the Association, designate an Official Representative and Alternate; and

WHEREAS, the designation of the Official Representative and Alternate for a county organized under the statutory form of county government shall be by resolution of the board of county commissioners; and

WHEREAS, in designating the Official Representative and Alternate only a member of the board of county commissioners is eligible to be designated as the Official Representative and Alternate;

NOW THEREFORE BE IT RESOLVED that Chris Abbuhl is designated as the Official Voting Representative of Tuscarawas County.

BE IT FURTHER RESOLVED that Joe Sciarretti is designated as the Alternate Voting Representative of Tuscarawas County.

The motion was seconded by Commissioner Abbuhl

PASSED AND ADOPTED by the Board of County Commissioners of Tuscarawas County on the 6th Day of January, 2020

ROLL CALL VOTE:  
Chris Abbuhl, yes;  
Al Landis, yes;  
Joe Sciarretti, absent;

RESOLUTION (13-2020) DAWSON SECURITY AGREEMENT

It was moved Commissioner, seconded by Commissioner, to accept the Dawson Security Agreement in the amount of $18,545.00, and authorize the President or Vice President of the Board to sign the agreement on behalf of the Board.

Discussion: Commissioner Landis thanked Jane Clay, Executive Assistant, for her diligence in working with Dawson Security and other vendors. Commissioner Abbuhl agreed with Commissioner Landis, and noted that the Board went through a detailed vetting process in getting this agreement ready for approval.

VOTE:  
Chris Abbuhl, yes;  
Al Landis, yes;  
Joe Sciarretti, absent;

RESOLUTION (14-2020) INTENT TO CONDUCT AN INTERNET AUCTION FOR THE SALE OF UNNEEDED, OBSOLETE OR UNFIT COUNTY PERSONAL PROPERTY IN CALENDAR YEAR 2020

The Board of County Commissioners of Tuscarawas County, Ohio, hereinafter referred to as “Board”, met in regular session on the 6th day of January, 2020, at the office of the Board located at 125 East High Avenue, New Philadelphia, Ohio 44663, with the following members present:

Chris Abbuhl  
Al Landis

Commissioner Landis moved the adoption of the following Resolution:

WHEREAS, House Bill 226 of the 124th General Assembly, which became effective on January 6th, 2002, provides that a board of county commissioners may sell county personal property, including motor vehicles acquired for the use of county offices and departments, and road machinery, equipment, tools, or supplies, which is not needed for public use, is obsolete, or is unfit for the use for which it was acquired, by internet auction; and
WHEREAS, R.C. § 307.12(E), as amended by House Bill 226, requires a board of county commissioners to adopt, during each calendar year, a resolution expressing its intent to sell county personal property by internet auction; therefore be it

RESOLVED, that the Board hereby expresses its intent to sell, by internet auction during calendar year 2020, county personal property which is not needed for public use, is obsolete, or is unfit for the use for which it was acquired; and be it further

RESOLVED, that the internet auction will be conducted in accordance with the terms and conditions described in the document called “Online Sales - Terms and Conditions”, a true copy of which is attached hereto and is incorporated herein by reference as if fully re-written herein; and be it further

RESOLVED, that, in addition to the terms and conditions as stated in the aforesaid document called “Online Sales - Terms and Conditions”, the internet auction will also be conducted in the following manner and/or under the following additions terms and conditions:

the auction shall be conducted on a continuous basis through accessing the Tuscarawas County web site located at www.co.tuscarawas.oh.us; and be it further

RESOLVED, that the number of days of bidding on the property involved, as specified in R.C. § 307.12(E), will be 15 days, including Saturdays, Sundays, and legal holidays; and be it further

RESOLVED, that in order to enable the Board to use software provided by GovDeals, Inc. to facilitate the offering of county personal property for sale by internet auction, the Board does hereby approve and enter into a written contract called GovDeals Sellers Agreement (hereinafter “Agreement”) with GovDeals, Inc., a Delaware corporation having its principal place of business at 5913 Camnichael Place, Montgomery, Alabama 36117, telephone number 334-387-0476, to conduct the internet auction on the county's behalf, and a true copy of the said Agreement is attached hereto and is incorporated herein by reference as if fully re-written herein; and be it further

RESOLVED; that the Board will publish in the Bargain Hunter, a newspaper of general circulation in the county, a summary of the information contained in this resolution and that this summary will be published in that newspaper on the following dates: January 11, 2020 and January 25, 2020., the second date being at least 10 days after but not more than 20 days after the first publication of the notice; and be it further

RESOLVED, that a notice similar to the one published in the newspaper will be posted continually throughout the remainder of the calendar year 2020 in a conspicuous place in the offices of the county auditor and the offices of the Board and on the Tuscarawas County web site at http://www.co.tuscarawas.oh.us/; and be it further

RESOLVED, that the Board reserves unto the Board or its representative the right, at a later date, to do any or all of the following: (a) to establish the minimum prices that may be accepted for any specific items of county personal property that is the subject of the internet auction; (b) to establish other or additional terms and conditions concerning any particular internet sale that may occur, including but not limited to terms and conditions concerning requirements for pick up and/or delivery of the property, method of payment, and payment of sales tax in accordance with applicable laws; and/or (c) to reject any and all bids and/or to withdraw from sale any of the items listed; and be it further

RESOLVED, that the information described in the paragraph above will be provided on the internet at the time of the auction itself and, in addition, may be provided before that time, upon request, after the terms and conditions have been determined by the Board or its representative; and be it further

RESOLVED, that the Clerk of the Board is hereby directed to deliver a certified copy of this resolution to the County Auditor of Tuscarawas County, Ohio so that the County Auditor can act on the Certificate of Availability of Funds that is to be attached to the Agreement pursuant to R.C. § 5705.41(D)(1); and be it further

RESOLVED, that the Clerk of the Board is hereby ordered to take the steps necessary to implement this Resolution including making arrangements for publication in the newspaper of a summary of the information contained in this resolution and for posting the required notices in the offices of the County Auditor and Commissioners and on the Tuscarawas County website.

Commissioner Abbuhi seconded the motion and the roll being called upon its adoption the roll resulted as follows:

ROLL CALL VOTE: Chris Abbuhi, yes; Al Landis, yes; Joe Scarretti, absent;
RESOLUTION (15-2020) GRANT ANNEXATION – STERLING AVENUE AND FAIRVIEW AVENUE

It was moved by Commissioner Landis, seconded by Commissioner Abbuhl, to grant the following annexation as petitioned by the City of Dover (agent being attorney Richard Fox) for all of Sterling Avenue (Township Road 1317) and an unnamed 50 foot wide street presently known as Fairview Avenue (Township Road 1318) to be annexed from Dover Township into the City of Dover in accordance with O.R.C. 709.16. This is action is taken upon the review of Robert Stephenson, Assistant County Prosecutor.

ANNEXATION CHECKLIST (must be fully completed prior to filing annexation petition)

Annexation Petition Checklist

<table>
<thead>
<tr>
<th>Item</th>
<th>Yes</th>
<th>No</th>
<th>Comment</th>
</tr>
</thead>
<tbody>
<tr>
<td>GIS Approval</td>
<td>YES</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Certification that all pre-approval items have been met (print)</td>
<td>YES</td>
<td></td>
<td></td>
</tr>
<tr>
<td>[Signature of Official]</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Regional Planning Approval</td>
<td>YES</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Petition, Map &amp; Plat have met any requirements necessary in accordance with Regional Planning and Flood Plain (if any) (check, please specify what requirements necessary)</td>
<td>YES</td>
<td></td>
<td></td>
</tr>
<tr>
<td>County Engineer Approval</td>
<td>YES</td>
<td></td>
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</tbody>
</table>

No street or highway will be diverted or aggregated by the boundary line between a township and the municipal corporation as to create a road maintenance problem, or if a street or highway will be so divided or aggregated, the municipal corporation has agreed, as a condition of the annexation, that it will maintain the maintenance of that street or highway. For the purpose of this division, "street" or "highway" has the same meaning as in section 3519.01 of the Revised Code. O.R.C. 709.01(A)

[Signature of Official]

[RECEIVED]

[Date]

[Signature of Official]

Annexation Requirements

<table>
<thead>
<tr>
<th>Item</th>
<th>Yes</th>
<th>No</th>
<th>Comment</th>
</tr>
</thead>
<tbody>
<tr>
<td>Type of Annexation Petition</td>
<td>YES</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Regular 709.01 709.31 709.02/2 709.0333</td>
<td></td>
<td></td>
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<tr>
<td>Expended Type 1 O.R.C. 709.0572</td>
<td></td>
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<tr>
<td>Expended Type 2 O.R.C. 709.0572</td>
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<tr>
<td>Expended Type 3 O.R.C. 709.0572</td>
<td></td>
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<td></td>
</tr>
<tr>
<td>Expended Type 4 O.R.C. 709.0572</td>
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<td></td>
<td></td>
</tr>
<tr>
<td>Annexations of Municipal, County or State-owned Land (substance by Municipalities) O.R.C. 709.16</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Director of Dept of Administrative Services has filed written consent for state-owned land (O.R.C. 709.16)</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Additional Requirements continued</td>
<td>YES</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

[Signature of Official]

Petition includes full & accurate Legal Description of Petitioner referred to GIS/MAP Office O.R.C. 709.02 (C)(2) | YES | | |
Petition includes accurate plat map referred to GIS/MAP Office O.R.C. 709.02 (C)(2) | YES | | |
**Annexation Requirements continued**

<table>
<thead>
<tr>
<th>Requirement</th>
<th>Date</th>
<th>Comments</th>
<th>Signature of Official</th>
</tr>
</thead>
<tbody>
<tr>
<td>Real estate is contiguous to municipality in which annexation is proposed, notified by GIS/Map Office (O.C.R. 709.02(a))</td>
<td>12/4/19</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Territory to be annexed is not substantially large notified by GIS/Map Office (O.C.R. 709.03(1))</td>
<td>12/4/19</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Does Territory have a common boundary of 5% perimeter noted by GIS/Map Office</td>
<td>12/4/19</td>
<td></td>
<td></td>
</tr>
<tr>
<td>All parcels are located in more than one county, majority of acreage in territory is within county of filing notified by GIS/Map Office (O.C.R. 709.11)</td>
<td>12/4/19</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Petition includes signatures of at least 51% of property owners in the area proposed to be annexed (O.C.R. 709.02(c)(3))</td>
<td>X</td>
<td></td>
<td></td>
</tr>
<tr>
<td>All signatures of &quot;owners&quot; as defined in O.C.R. 709.02(1). Owners must be authorized to sign the petition and have title to property on date petition was filed (O.C.R. 709.02(c)(3))</td>
<td>X</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Each signature includes a date it was obtained, and no signature was obtained more than 180 days before petition was filed (O.C.R. 709.02(c)(3))</td>
<td>X</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Petition includes name and address of agent for petitioners (O.C.R. 709.02(c)(3))</td>
<td>X</td>
<td></td>
<td></td>
</tr>
<tr>
<td>List of parcels in area to be annexed and adjacent territory that includes name of owner, mailing address of owner, and present parcel number was submitted with petition (O.C.R. 709.02(c)(3))</td>
<td>X</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Signature of Official</td>
<td></td>
<td></td>
<td></td>
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</tbody>
</table>

**PETITION FOR ANNEXATION OF CONTIGUOUS LAND OWNED BY THE CITY OF DOVER**

Now comes the City of Dover, by and through its Mayor and Clerk of Counsel, and according to the statutes of the State of Ohio, specifically O.R.C. § 709.16, hereby petitions for the annexation of certain Territory owned by the City of Dover to be annexed to the City of Dover, Tuscarawas County, Ohio.

Said Territory is currently situated in the Township of Dover, County of Tuscarawas, and State of Ohio, and consisting of all of Sterling Avenue (Township Road 1317) and an unnamed 50 foot wide street presently known as Fairview Avenue (Township Road 1318) and Jacob S. Sterling’s Subdivision in Dover Township.

A copy of the plat of the above-described Territory is attached hereto as Exhibit "B" and an accurate legal description of the perimeter of the Territory proposed to be annexed is attached hereto and made a part hereof as Exhibit "A". Parcel #10-03668,000

The number of owners of the Territory sought to be annexed is one (1), namely, the City of Dover, who is the Petitioner herein, and the property owned is contiguous to the City of Dover, Ohio.

Attorney Richard L. Fox, 122 South Wooster Avenue, Strasburg, Ohio, is hereby appointed agent for the undersigned Petitioner City of Dover, as required by Section 709.02 of the Ohio Revised Code; and said agent is hereby authorized to make any amendments and/or deletions which in his absolute and complete discretion are proper under the circumstances then existing, and in particular to make such amendment and/or deletion in order to correct any discrepancy or mistake noted by the Tuscarawas County Engineer in his examination of the petition and plat and to amend, alter, change, correct, withdraw or refile this Petition, increase or decrease the size of the Territory and take any other action necessary to the granting of this Petition. Said amendment shall be made by the presentation of an amended plat and description to the Board of County Commissioners.

Dated this 12/4/19 day of Dec 14, 2019.

**RECEIVED**

DEC 14, 2019

Tuscarawas County
Commissioner's Office
The undersigned agree to have the property described in the attached Exhibit “A” and Exhibit “B” annexed to the City of Dover, Ohio, pursuant to Ohio Revised Code § 709.016.

[Signature]
RICHARD P. HOMERIGHAUSIN, Mayor
City of Dover, Ohio

[Signature]
JULIE LEGGETT, Clerk of Council
City of Dover, Ohio

EXHIBIT “A”

Situated in the Township of Dover, County of Tuscarawas and State of Ohio, located in the Fourth Quarter of Township Nine (9), Range Two (2) of the United States Military Lands and being all of Sterling Avenue (Township Road 1317) and an unnamed 50 feet wide street presently known as Fairview Avenue (Township Road 1318) in Jacob S. Sterling’s Subdivision in Dover Township recorded in Plat Book 8, Page 45 of the Tuscarawas County Plat Records, and being more fully described as follows:

Beginning at a 3/4 inch diameter iron pin set at the northeast corner of said Jacob S. Sterling’s Subdivision, on the north boundary line of said Sterling Avenue, on the east boundary line of Fairview Avenue, at the southwest corner of Lot No. 3918 in Waldermyer’s LeetOWN Expansion to the City of Dover recorded in Plat Book 12, Page 31 of the Tuscarawas County Plat Records, at the northeast corner of a 0.030 of an acre tract conveyed to Paula M. Sigfusson by deed recorded in Official Records (O.R.) Volume 1527, Page 4 of the Tuscarawas County Deed Records and on the present day City of Dover Corporation Line;

thence from the point of beginning proceeding along the east boundary line of said Jacob S. Sterling’s Subdivision, the east boundary line of Fairview Avenue, the west boundary line of the said 0.030 of an acre tract, a 0.302 of an acre tract conveyed to David R. and Joan A. Reynolds by deed recorded in O.R. Volume 1387, Page 1439 of the said county’s deed records, a 0.188 of an acre tract conveyed to Rig House Real Estate LLC by deed recorded in O.R. Volume 1298, Page 999 of the said county’s deed records and a 0.346 of an acre tract conveyed to Merscis LTD by deed recorded in O.R. Volume 1234, Page 814 of the said county’s deed records, and the present day said corporation line, south 3°00’00” West, 341.00 feet to a 3/4 inch diameter iron pin set on the north boundary line of East Avenue (State Route No. 800), at the southwest corner of said 0.346 of an acre tract and at a corner in the present day said corporation line;

thence leaving the east boundary line of said Jacob S. Sterling’s
Subdivision, the east boundary line of Fairview Avenue and the present
day said corporation line and proceeding along the north boundary line
of East Avenue across Fairview Avenue, North 84°52'57" West, 50.00
feet to a point on the west boundary line of Fairview Avenue, and at the
southeast corner of lot No. 70 (4) in said Jacob S. Sterling's
Subdivision, said point being referenced by an iron pin found North 5°-
00'-00" East, 0.15 feet;

thence leaving the north boundary line of East Avenue, and
proceeding along the west boundary line of Fairview Avenue and the east
boundary line of said lot No. 70 (4), North 5°00'-00" East, 135.00 feet
to a point on the northeast corner of said lot No. 70 (4) and at the
southeast corner of a 16.0 feet wide public alley, said point being
referenced by an iron pin found South 5°00'-00" West, 0.19 feet;

thence continuing along the west boundary line of Fairview Avenue
and proceeding along the east end of the said 16 feet wide public alley,
North 5°00'-00" East, 16.00 feet to a point at the northeast corner of
said 16.0 feet wide public alley and at the southeast corner of lot No.
71 (5) in said Jacob S. Sterling's Subdivision;

thence continuing along the west boundary line of Fairview Avenue
and proceeding along the east boundary line of said lot No. 71 (5),
North 5°00'-00" East, 140.00 feet to a point at the intersection of the
west boundary of Fairview Avenue and the south boundary of said
Fairview Avenue, and at the northeast corner of said lot No. 71 (5), said point being
referenced by an iron pin found South 5°00'-00" West, 0.22 feet;

thence leaving the west boundary line of Fairview Avenue and
proceeding along the south boundary line of said lot No. 71 (5), Lot No. 72 (6), Lot No. 73
(7) and lot No. 74 (8) of said Jacob S. Sterling's Subdivision, North
84°52'57" West, 200.00 feet to a point on the west boundary line of
said Jacob S. Sterling's Subdivision, at the northeast corner of said
lot No. 74 (8), on the east boundary of Jacob S. Sterling's 3rd addition
to the city of Dover recorded in flat book 5, page 10 of the Tuscarawas
County plat records and at the northeast corner of a 18.5 feet wide
public alley in said Jacob S. Sterling's 3rd addition, said point being
referenced by an iron bar found South 22°51'-16" East, 0.25 feet;

thence proceeding along the west boundary line of Jacob S.
Sterling's Subdivision and the west boundary line of Jacob S. Sterling's
3rd addition, across Sterling Avenue North 5°00'-00" East, 50.00 feet to
a point at the northeast corner of said Jacob S. Sterling's Subdivision,
the northeast corner of Jacob S. Sterling's 3rd Addition, on the north
boundary line of Sterling Avenue, on the south boundary line of twin
cities concrete co.'s 2nd addition to the city of Dover recorded in flat
book 12, page 8 of the Tuscarawas County plat records and on the present
day city of Dover corporation line;
therein proceeding along the north boundary line of said Jacob S. Sterling Subdivision, the north boundary line of Sterling Avenue, the south boundary line of said Twin Cities Concrete Co.'s 2nd Addition and said Waldermeyer's Lakeview Addition, and the present day City of Dover Corporation line, South 84° 52'-57" East, 256.00 feet to the point of beginning, passing on line an iron pin found at 30.76 feet being the southeast corner of Lot No. 3885 and the southwest corner of Lot No. 3889 in said Twin Cities Concrete Co.'s 2nd Addition, containing 0.621 of an acre.

The bearings are based on the east boundary line of an unnamed 50.0 feet wide street presently known as Fairview Avenue which is North 5°-50'-00" East, shown on the plat of Jacob S. Sterling's Subdivision to Dover Township recorded in Plat Book 8, Page 45 of the Tuscarawas County Plat Records. All other bearings are true angles and distances measured in the field.

The above description is based on a field survey performed during the month of June 2019.

Checked by: 
Donald R. Dumemuth
Registered Surveyor #7075

Prepared by: 
Daniel R. Dumemuth
Registered Surveyor #7442

Parcel 10-03658-080
Vol. 1584 P. 817
Tuscarawas County Official Records

RECEIVED
DEC 10 2019
Tuscarawas County
Commissioner's Office

Page 3 of 3
SURVEY PLAT OF PART OF STERLING AVENUE & PART OF FAIRMOUNT AVENUE
0.621 OF AN ACRE
DOVER TOWNSHIP, OHIO

EXHIBIT "B"

24 AUGUST 1974

Situated in the Township of Dover, County of Tuscarawas and State of Ohio, located in the Fourth Quarter of Township Line (0, Range 430) of the United States Military Lands and lying off of Sterling Avenue (Township Road 1317) and at the north 20th line as shown on Sterling Avenue (Township Road 1317) and at Sterling Avenue (Township Road 1317) as recorded in Plat Book 5, Page 48 of Tuscarawas County Plat Records.

The boundaries are based on the east boundary line of the unbounded 60 feet wide strip presently located on Fairmount Avenue which is north 87° 58' 44" W (10.00 ft) north of the east line of5.64 acres as the north line ofVillage of Dover Cooperative Line.

Point of beginning:

Said point is an iron pin set in line west of Fairmount Avenue.

Checked by:
Donald R. Dummermuth
Registered Surveyor #8575

Prepared by:
Daniel A. Dummermuth
Registered Surveyor #7442

LEGEND

- 3/4" Dia. Iron Pin Set
- Iron Pin Found
EMERGENCY ORDINANCE 49-19
AN EMERGENCY ORDINANCE AUTHORIZING THE ANNEXATION OF PROPERTY
CONSISTING OF STERLING AVENUE (TOWNSHIP ROAD 1317) AND FAIRVIEW
AVENUE (TOWNSHIP ROAD 1318) TO THE CITY OF DOVER, OHIO.

Whereas, a property known as Sterling Avenue (Township Road 1317) and
Fairview Avenue (Township Road 1318) located in the Township of Dover has been
presented to the City of Dover for annexation; and
Whereas, the Dover planning commission has recommended this annexation.

Now therefore be it ordained by the City Council of the City of Dover, Ohio, as
follows:

SECTION 1: The proposed annexation of Sterling Avenue (Township Road 1317)
and Fairview Avenue (Township Road 1318) all being located outside of the present corporate
limits of the City of Dover and sought to be annexed to the City of Dover, are hereby accepted.
The Mayor and Clerk of Council of the City of Dover are hereby authorized to sign any and all
necessary proceedings, plats, and documents to accomplish such annexation, and Attorney Richard
L. Fox, 122 South Wooster Avenue, Strasburg, Ohio, is hereby appointed as Agent for the City of
Dover to complete said annexation.

SECTION 2: All Ordinances or Resolution or parts thereof inconsistent with the
provisions of this Ordinance are hereby repealed.

SECTION 3: That this ordinance is hereby declared to be an emergency measure
necessary for the preservation of public peace, health, and safety for the City of Dover and its
inhabitants, and provided it receives the affirmative vote of two-thirds (2/3) of the members
appointed or elected to Council, it shall take effect and be in force immediately upon its passage
and approval; otherwise, it shall take effect and be in force from and after the earliest period
allowed by law. This application has been pending for a period of time and the annexation is
needed on an expedited basis, and therefore this action constitutes an emergency.

SECTION 5: That it is found and determined that all formal actions of this Council
concerning and relating to the passage of this ordinance were taken in conformance with all
applicable open meeting laws and that all deliberations of this Council and of any of its committees
that resulted in those formal actions were in compliance with all legal requirements including open
meeting requirements.
DOVER COUNCIL CLERK CERTIFICATION AND AUTHENTICATION

1. Julie Leggett, the duly appointed Dover Council Clerk, do hereby certify and authenticate, as part of my official duties as the Dover Council Clerk, that emergency resolution 49-19 is a true and correct copy of the emergency resolution 49-19 passed by Dover City Council and as signed and approved by the Mayor on October 7, 2019 as made and retained by the city of Dover, Ohio in the ordinary course of business.

VOTE: Chris Abuhl, yes;
      Al Landis, yes;
      Joe Sciarretti, absent;

RESOLUTION (16-2020) PAY BILLS

It was moved by Commissioner Landis, seconded by Commissioner Abuhl, to approve payment for the following bills:

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AEP  Electric Services  567.07
Lowe’s  Materials  40.84
Frontier  Telephone Services  53.36
Lowe’s  Equipment  20.90

VOTE:  Chris Abbuhl, yes;
       Al Landis, yes;
       Joe Sciarretti, absent;

OTHER BUSINESS
Commissioner Landis wanted to bring it to the attention of the Board that the Commissioners still need to determine who will be their representative on the Community Foundation Board and Public Defender Board.

Commissioner Abbuhl stated that he would wait until Commissioner Sciarretti was present, but wanted to thank Commissioner Sciarretti for the job he did as President of the Board in 2019.

NO OTHER BUSINESS COMING BEFORE THE BOARD.

RESOLUTION (17-2019) ADJOURN

It was moved by Commissioner Landis, seconded by Commissioner Abbuhl, to adjourn at 9:21 a.m. to meet in Regular Session, Wednesday, the 8th day of January, 2020.

VOTE:  Chris Abbuhl, yes;
       Al Landis, yes;
       Joe Sciarretti, absent;

We hereby certify the above and foregoing to be a true and correct account of the proceedings as had by and before us on the day and year first written above.

Chris Abbuhl
Al Landis

Joe Sciarretti, absent

Attest:  Adam Stilgenbauer, Clerk